

CHAPTER 9. VENDING MACHINES

5-9-1. Definitions.

5-9-2. Classifications.

5-9-3. License fees.

5-9-4. Regulations and restrictions.

5-9-1. Definitions.

(1) In addition to the definitions set forth in Section 5-1-2, the following words and phrases used in this Chapter shall have the meanings herein prescribed:

(a) "Vending machines" Coin-operated machines that dispense merchandise, items, such as foods, drinks, toys, notebooks, gum, candies, cigarettes, etc., or services such as blood pressure, weight reading, etc.

(b) "Exhibitor" A person on whose premises a vending machine may be located pursuant to arrangements with the owner or lessee of such machine.

(c) "Owner" A person who owns or leases a vending machine for placement with an exhibitor. (Ord. 83-22, 12-07-83)

5-9-2. Classifications.

(1) Vending machines are classified as follows:

(a) Class A: All vending machines with maximum single sales of not to exceed ten cents (\$0.10).

(b) Class B: All vending machines with maximum single sales of not to exceed fifty cents (\$0.50), but not less than eleven cents (\$0.11).

(c) Class C: All vending machines with maximum single sales of fifty-one cents (\$0.51) or more. (Ord. 83-22, 12-07-83)

5-9-3. License fees.

(1) Owners of vending machines, as such devices are defined and classified in Section 5-9-1 and Section 5-9-2, shall pay a license fee to the Recorder as follows in lieu of Section 5-1-10:

(a) Class A: Two dollars (\$2.00) per machine, per annum;

(b) Class B: Ten dollars (\$10.00) per machine, per annum; and,

(c) Class C: Twenty dollars (\$20.00) per machine, per annum.

(2) Fee payments and prorations as well as renewal billings shall be governed by the provisions of Section 5-1-14 and Section 5-1-15. (Ord. 83-22, 12-07-83)

5-9-4. Regulations and restrictions.

(1) The licenses provided for in this Chapter relative to vending machines in all classes shall be subject to the following regulations and restrictions:

(a) The license fee for the machines shall be paid by the owner of such machines, not the exhibitor. Where the owner of the machines and the exhibitor are the same, the licenses for the machines shall be in addition to the license which may be required for the owners'

establishment under other provisions of this Title. Revenue derived from the vending machines shall not be included in the gross receipts and sales of the business, for computation of fee stated in Section 5-1-10.

(b) An identification sticker shall be posted conspicuously on each vending machine, which shall indicate that such machine is licensed for the current year.

(c) Vending machines may be rotated by the owner thereof from one location to another as long as the total number of machines at the respective locations does not increase.

(d) If the licensee shall move his place of business to another location within the City, the license for the machines may be transferred to such new location upon application to the Recorder pursuant to section 5-1-23.

(e) Any vending machines that are owned by and exhibited in schools, churches and public buildings or owned by state, federal or other governmental agencies, such as postage machines, shall be exempted from licensing of the vending machines. Nonprofit business exemptions is stated in Section 5-5-7.

(f) It shall be a misdemeanor to falsify any information on any application for license under this Chapter. (Ord. 83-22, 12-07-83)